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UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA

ORACLE USA, INC., a Colorado corporation;  
ORACLE AMERICA, INC., a Delaware  
corporation; and ORACLE INTERNATIONAL  
CORPORATION, a California corporation,

Plaintiffs,

v.

RIMINI STREET, INC., a Nevada corporation;  
AND SETH RAVIN, an individual,

Defendants.

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Case No. 2:10-cv-0106-LRH-PAL

**DECLARATION OF THOMAS  
HIXSON IN SUPPORT OF JOINT  
REQUEST RE CUSTOMER  
DEPOSITION TESTIMONY**

1 I, Thomas Hixson, declare as follows:

2 1. I am a member of the State Bar of California, and a partner at Morgan, Lewis &  
3 Bockius LLP, counsel of record for Plaintiffs Oracle USA, Inc., Oracle America, Inc., and  
4 Oracle International Corporation (collectively, “Oracle” or “Plaintiffs”) in this action. I submit  
5 this declaration in support of Oracle’s Motions *In Limine*. I have personal knowledge of the  
6 matters stated herein and could and would testify competently about them if called upon to do so.

7 2. The Exhibits referenced below are all true and correct copies of excerpts from  
8 final deposition transcripts, or documents produced in discovery or during the pretrial meet and  
9 confer process. To minimize bulk, for ease of use, and to the extent possible without losing  
10 context, only the relevant pages and information are included in these Exhibits. We have  
11 provided yellow highlighting (in documents) and blue boxing (in transcripts) where possible to  
12 further assist in identifying the information relevant to Oracle’s motion and cited in the  
13 accompanying brief and to provide relevant context. We have also marked Exhibits that are  
14 listed on the parties’ exhibit lists with the designated trial exhibit number.

15 3. Attached as **Exhibit 1** is a true and correct copy of the relevant excerpts of the  
16 transcript of the November 1, 2011 deposition of Barbara Shepard, the corporate representative  
17 for Blue Cross and Blue Shield of Kansas City.

18 4. Attached as **Exhibit 2** is a true and correct copy of the relevant excerpts of the  
19 transcript of the November 15, 2011 deposition of James Ward, the corporate representative for  
20 Wendy’s.

21 5. Attached as **Exhibit 3** is a true and correct copy of an August 18, 2015 email  
22 from counsel for Rimini to counsel for Oracle attaching Rimini’s objections to Oracle’s proposed  
23 pre-admitted deposition designations

24 6. Attached as **Exhibit 4** is a true and correct copy of the relevant excerpts of the  
25 transcript of the January 6, 2012 deposition of Kevin Maddock, Rimini’s 30(b)(6) representative.

26 7. Attached as **Exhibit 5** is a true and correct copy of PTX 405, a May 1, 2010 email  
27 chain from Lynn McMillan to Barb Shepard, both employees of Blue Cross and Blue Shield of  
28 Kansas City.

